

REMARKS

Claim 4 has been canceled without prejudice.

Claims 1-3 and 5-34 are in the application.

Claims 1, 28-32, and 34 have been amended to delete the term "impression".

Claim 1 has also been amended to incorporate the limitation from original Claim 4.

Claims 5, 8, 18, and 26 have been amended to properly reflect their dependency from Claim 1.

Attached hereto is a marked-up version of the changes made to the claims by the current amendment. The attached page is captioned "Version with Markings to Show Changes Made".

Rejection under 35 U.S.C. § 112

Claims 1-34 have been rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to distinctly claim the invention. The Office Action asserts that the term "impression" renders the claim vague and indefinite. Applicants have amended Claims 1, 28-32, and 34 to delete the term "impression". Applicants thus submit that this rejection has now been overcome.

Rejection under 35 U.S.C. § 102

Claims 1-3, 18-21, and 34 have been rejected under 35 U.S.C. § 102(a), (b), and (e) as being anticipated by Hutchings et al., U.S. Patent No. 5,076,960. Applicants have amended Claim 1 to incorporate the limitation from original Claim 4. Applicants thus submit that this rejection is now moot.

Rejection under 35 U.S.C. § 103

Claim 22 has been rejected under 35 U.S.C. § 103(a) as being unpatentable over Hutchings et al. Claim 1, from which Claim 22 ultimately depends, has now been amended to incorporate the limitation from original Claim 4. Applicants thus submit that this rejection is now moot.

Double Patenting Rejection

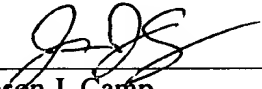
Claims 1-34 have been rejected under the doctrine of obviousness-type double patenting over Claims 1-23 of U.S. Patent No. 5,939,060. Applicants are submitting a Terminal Disclaimer herewith to obviate this rejection.

CONCLUSION

In view of the foregoing amendments and accompanying remarks and Terminal Disclaimer, reconsideration of the application and allowance of all claims are respectfully requested.

Respectfully submitted,

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS

Claim 4 has been canceled without prejudice.

Claims 1, 5, 8, 26, 28-32 and 34 have been amended as follows:

1. (Amended) An aqueous composition for reducing malodor [impression], comprising:
 - (A) from about 0.01% to about 1%, by weight of the composition, of perfume;
wherein at least 25% of said perfume comprises perfume ingredients having a Clog P of about 3 or smaller;
 - (B) aqueous carrier; and

wherein said composition is essentially free of any material that would soil or stain fabric and wherein said composition contains less than about 5%, by weight of the composition of low molecular weight monohydric alcohols.

5. (Amended) The composition of Claim [4] 1 wherein said perfume ingredients are selected from the group consisting of benzaldehyde, benzyl acetate, cis-3-hexenyl acetate, coumarin, dihydromyrcenol, dimethyl benzyl carbinyl acetate, ethyl vanillin, eucalyptol, eugenol, iso eugenol, flor acetate, geraniol, hydroxycitronellal, koavone, linalool, methyl anthranilate, methyl beta naphthyl ketone, methyl dihydro jasmonate, nerol, nonalactone, phenyl ethyl acetate, phenyl ethyl alcohol, alpha terpineol, beta terpineol, vanillin, and mixtures thereof.

8. (Amended) The composition of [Claims 1 or 4] Claim 1 additionally comprising from about 0.1% to about 5% of solubilized, water-soluble, uncomplexed cyclodextrin and wherein the perfume to cyclodextrin weight ratio is from about 3:100 to about 100:100.

26. (Amended) The composition of [Claim 1 or 4] Claim 1 additionally comprising an effective amount of solubilized, water-soluble, antimicrobial preservative having a water-solubility of greater than about 0.3% at room temperature.

28. (Amended) An aqueous composition for reducing malodor [impression], comprising:

- A. from about 0.015% to about 0.3%, by weight of the composition of perfume wherein at least 25% of the perfume ingredients have a Clog P of 3 or smaller; and
- B. water; and

wherein said composition is essentially free of any material that would soil or stain fabric and wherein said composition contains less than 1%, by weight of the composition of low molecular weight monohydric alcohols.

29. (Amended) An aqueous composition for reducing malodor [impression], comprising:

- A. from about 0.015% to about 0.3%, by weight of the composition of perfume; and
- B. water; and

wherein said composition is essentially free of any material that would soil or stain fabric and wherein said composition contains less than 1%, by weight of the composition of low molecular weight monohydric alcohols.

30. (Amended) An aqueous composition for reducing malodor [impression], comprising:

- A. from about 0.01% to about 0.5%, by weight of the composition, of perfume;
- B. from about 0.1% to about 5%, by weight of the composition, of methylated beta-cyclodextrin wherein weight ratio of perfume to cyclodextrin is 4:100 to 50:100;
- C. from about 0.1% to about 10%, by weight of the composition, of solubilized, water-soluble zinc salt;
- D. from about 0.02% to about 1%, by weight of the composition, of Polysorbate 60;
- E. an effective amount of antimicrobial preservative;
- F. water; and

wherein said composition is essentially free of any material that would soil or stain fabric and wherein said composition contains less than 1%, by weight of the composition of low molecular weight monohydric alcohols and wherein said composition has a pH of from about 4 to about 5.

31. (Amended) An aqueous composition for reducing malodor [impression], for use on inanimate surfaces, comprising:

- A. from about 0.015% to about 0.3%, by weight of the composition, of perfume wherein at least 25% of the perfume ingredients have a Clog P of 3 or less;
- B. from about 0.1% to about 5%, by weight of the composition, of hydroxypropyl beta-cyclodextrin, wherein the perfume to cyclodextrin weight ratio is from about 5:100 to about 25:100;
- C. from about 0.3% to about 5%, by weight of the composition, of ZnCl_2 ;
- D. from about 0.02% to about 1%, by weight of the composition, of low-foaming surfactant; and
- E. from about 0.0001% to about 0.01%, by weight of the composition, of a solubilized, water-soluble antimicrobial preservative comprising a mixture of 5-chloro-2-methyl-4-isothiazolin-3-one and 2-methyl-4-isothiazolin-3-one; and
- F. aqueous carrier; and

wherein said composition is essentially free of any material that would soil or stain fabric and wherein said composition contains less than 3%, by weight of the composition of low molecular weight monohydric alcohols.

32. (Amended) An aqueous composition for reducing malodor [impression], comprising:

- A. from about 0.01% to about 0.5%, by weight of the composition, of perfume;
- B. from about 0.1% to about 5%, by weight of the composition, of a mixture of hydroxypropyl alpha-cyclodextrin and hydroxypropyl beta-cyclodextrin wherein the perfume to cyclodextrin weight ratio is from about 3:100 to about 100:100;
- C. from about 0.1% to about 10%, by weight of the composition, of ZnCl_2 ;
- D. from about 0.02% to about 1%, by weight of the composition, of low-foaming surfactant; and
- E. aqueous carrier; and

wherein said composition is essentially free of any material that would soil or stain fabric and wherein said composition contains less than 1%, by weight of the composition of low molecular weight monohydric alcohols.

34. The method of reducing malodor [impression] comprising, spraying an effective amount of the composition of Claim 1 onto fabric using a trigger-spray device wherein the bottle comprises clear polyethyleneterephthalate.